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Attorneys for Defendant

ROWLAND MARCUS ANDRADE

IN THE UNITED STATES DISTRICT COURT

IN AND FOR THE NORTHERN DISTRICT OF CALIFORNIA

SAN FRANCISCO DIVISION

THE UNITED STATES OF AMERICA,

Plaintiff,

vs.

ROWLAND MARCUS ANDRADE,

Defendant.

Case No.: 3:20-CR-00249-RS-LBx

**DEFENDANT'S MOTION TO REMOVE  
INCORRECTLY FILED DOCUMENTS**

Defendant Marcus Andrade hereby moves that Docket # 173, and its supporting Docket # 173-1, be removed from the docket permanently.

1 As indicated in the supporting Declaration of Counsel filed with this motion, on May 17,  
2 2023, at the end of the day, counsel for Mr. Andrade filed a status report regarding Judge  
3 Beeler's recent discovery orders, Docket # 173, and a supporting declaration of attorney Kerrie  
4 C. Dent, Docket # 173-1. Ms. Dent's declaration had six exhibits, all of which consisted of  
5 communications between the government and Mr. Andrade's attorneys.

6 Early in the day today, on May 18, 2023, counsel for Mr. Andrade determined that at  
7 least one exhibit contained material that should have been redacted in the publicly-available  
8 docket. Court personnel was reached, and document 173 with its attachment 173-1 has been  
9 locked-down, out of view of the public. Mr. Andrade's attorneys subsequently determined the  
10 exhibits were not integral to the declaration nor the status report. Documents identical in  
11 substance to former Docket numbers 173 and 173-1 but without exhibits were then filed, as  
12 Docket numbers 174 and 174-1.

13 This motion is made to request that documents formerly labeled as Docket numbers 173  
14 and 173-1 be permanently removed from this Court's files, including the ECF and PACER  
15 systems.

16 DATED: May 18, 2023

Respectfully Submitted,

17 /s/

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CINDY A. DIAMOND, Esq., and

19 KING & SPALDING, LLP, by:  
20 MICHAEL J. SHEPARD, Esq. and  
21 KERRIE C. DENT, Esq.  
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